



North Carolina Department of Environment and Natural Resources

Dexter Matthews, Director

Division of Waste Management

Pat McCrory, Governor
John E. Skvarla, III, Secretary

July 24, 2013

CERTIFIED MAIL 7010 3090 0001 4226 0201 and 7010 3090 0001 4226 0591
RETURN RECEIPT REQUESTED

Mr. Frederick Battle, Director
City of Raleigh Solid Waste Services Department
400 W Peace St
Raleigh, NC 27603

Mr. John Roberson
Wake County Solid Waste Management Director
P.O. Box 550
Raleigh, NC 27602

SUBJECT: **Notice of Deficiency**
Compliance Inspection Report
City of Raleigh/Wake County - Raleigh MSW Transfer Station
9233T-TRANSFER-
Wake County

Dear Mr. Battle and Mr. Roberson:

On July 10, 2013, Shawn McKee and Dennis Shackelford, representing the State of North Carolina, Division of Waste Management Solid Waste Section ("Section"), inspected the above referenced facility for compliance with North Carolina Solid Waste Statutes and Rules. [List facility contacts present] were present representing [Facility Name]. During this inspection, the following items were noted and/or observed:

15A NCAC 13B .0105 (c) *Vehicles or containers used for the collection and transportation by whatever means, including but not limited to, highway, rail, and navigable waterway, of garbage, or refuse containing garbage, shall be covered, leakproof, durable, and of easily cleanable construction. These shall be cleaned as often as necessary to prevent a nuisance or insect breeding and shall be maintained in good repair.*

The above deficiency may have or can compromise the facility's ability to ensure protection of the public health and the environment and thus require remedial action on behalf of the facility in order to be in compliance with 15A NCAC 13B .0105 (c). **Within 30 days of receipt of this Inspection Report or Notice of Deficiency, the facility must complete the following:**

- All transfer trailers need to be inspected to insure that they are leakproof; and

- A contingency plan must be developed to address times of inclement weather which results in unusually high precipitation to insure that leachate draining from the waste is contained within the leachate collection system.

Failure to comply with this schedule may subject the facility and/or all responsible parties to enforcement actions including a notice of violation, civil penalty, injunction from operation of a solid waste management facility or a solid waste collection service and any such further relief as may be necessary to achieve compliance with the North Carolina Solid Waste Management Act and Rules. Pursuant to N.C.G.S. 130A-22(a) and 15A NCAC 13B .0701-.0707, an administrative penalty of up to \$15,000.00 per day may be assessed for each violation of the Solid Waste Laws, Regulations, Conditions of a Permit, or an Order issued under Article 9 of Chapter 130A of the N.C. General Statutes.

If you have any questions, please contact me at 919-707-8284 or shawn.mckee@ncdenr.gov.

Sincerely,



Shawn McKee
Environmental Senior Specialist
Solid Waste Section

copies: Ellen Lorscheider, Planning and Programs Branch Head – Solid Waste Section
Dennis Shackelford, Eastern District Supervisor – Solid Waste Section
Jessica Montie, Compliance Officer – Solid Waste Section
Johnny Beal, Wake County Solid Waste Management Division
Tommy Smith, General Manager – CEI, East Wake Transfer Station